

RESOLUTION OF INTENTION NO. 23.

RESOLVED, That it is the intention of the Board of Trustees of the City of Lodi, in the County of San Joaquin, State of California, to order the following work to be done and improvement to be made in said City of Lodi, to-wit:

That Elm Street, in said City of Lodi, from the East line of Hutchins Street to its West terminal, said West terminal being the West line produced Southerly of Lot Numbered Twenty-five (25), in the Schroeder Addition to Lodi, as per Map of said Addition on file in the office of the County Recorder of the County of San Joaquin,

BE IMPROVED:

(1) By grading the roadway and the curb and gutter spaces of said portion of Elm Street.

(2) By constructing hydraulic concrete curbs and gutters of the combined-type along each side of the roadway of said portion of said Elm Street.

(3) By paving the roadway of said portion of said Elm Street, between the gutter lines, with a pavement consisting of one and one-half (1½) inches of Warrenite Wearing Surface, laid on an asphaltic concrete base two and one-half (2½) inches in thickness.

Excepting, however, from all of the hereinabove described work such portion as is required by law to be kept in order or repair by any person or company having railroad tracks thereon; and excepting also from all of the hereinabove described work, any of said work already done to the official grade.

All of said work shall be done in accordance with the plans and specifications heretofore adopted for doing said work and now on file in the office of the City Clerk of said City of Lodi.

Attention is also called to the Warrenite License Mixture Agreement for California, executed by Warren Brothers Company, May 24th, 1920, the owner and holder of the patents and processes covering the said Warrenite pavement, which agreement is on file in the office of the City Clerk, and is hereby expressly referred to for greater certainty.

And said Board of Trustees does hereby determine and declare that said proposed work and improvement is of more than local or ordinary public benefit, and will affect and benefit the lands and district hereinafter described, which said district is hereby declared to be the district benefitted by said work and improvement, and to have the exterior boundaries hereinafter described as the boundaries thereof; that therefore, the entire cost and expenses of said work and improvement shall be, and are hereby made, chargeable against, and shall be assessed upon said lands and district, which district is within the City of Lodi, County of San Joaquin, State of California, and is particularly bounded and described as follows, to-wit:

Commencing at the Northwest corner of Lot Numbered Ten (10), in Block Numbered One (1), in the West Lodi Addition, in the City of Lodi, County of San Joaquin, State of California, as said Lot and Block are delineated and so designated on that certain Map entitled "Map of West Lodi Addition," on file in the Office of the County Recorder of said County of San Joaquin, running thence Southerly along the West line of said Lot Numbered Ten (10), produced across Elm Street to the Northwest corner of Lot Numbered Seventeen (17), in Block Numbered Two (2) of said Addition; thence continuing southerly along the West line of said Lot Numbered Seventeen (17) to its intersection with the North line of the alley running East and West through said Block Numbered Two (2); thence Westerly along said alley line produced across Hutchins Street across Block Numbered Three (3) of the Cordier Tract, (as per Map of said Cordier Tract, on file in the Office of the County Recorder of the County of San Joaquin), and across Cordier Street to the Southeast corner of Lot Numbered Forty-three (43) of the Schroeder Addition, as per Map of said Addition on file in the office of the County Recorder of San Joaquin County; thence continuing Westerly along the North line of the alley running through said Schroeder Addition South of and parallel to the South line of Elm Street, along its

production across Rose Street to its intersection with the West line of Lot Numbered Thirty-five (35) of said Schroeder Addition; thence North and along the West line of said Lot Numbered Thirty-five (35), produced across Elm Street to the Southwest corner of Lot Numbered Twenty-five (25) of said Addition, such line being also the terminal of Elm Street on the West; thence North along the West line of Lot Numbered Twenty-five (25) to its intersection with the South line of the alley running East and West 170 feet North of and parallel to the North line of Elm Street; thence Easterly along said South line of the alley produced across Rose and Cordier Streets to the Northwest corner of Lot Numbered Twelve (12) in Block Numbered Two (2) in said Cordier Tract; thence continuing Easterly along the North line of Lot Numbered Twelve (12) produced Easterly across said Block and across Hutchins Street to the Northwest corner of Lot Numbered Thirteen (13), in Block Numbered One (1) in said West Lodi Addition; thence continuing Easterly along the South line of the alley running through said Block to the point of beginning.

Provided, nevertheless, that the streets, avenues and alleys situate within said district shall be omitted

from any assessment made or levied for paying the costs and expenses of the above mentioned work and improvement, the said streets, avenues and alleys belonging to said city, and being in use for the performance of a public function, to-wit, in use as public streets, avenues and alleys.

The extent of the territory to be included in said assessment district is indicated by a boundary line upon a diagram entitled "Diagram Indicating by Boundary Line the Extent of Territory to be Included in the District to be Assessed for the Improvement Provided for by Resolution of Intention to be Numbered 23," which said Diagram was approved by the Board of Trustees of said City of Lodi, on the 24th day of May, A. D., 1920, reference to which Diagram is hereby made for greater certainty.

And it is further ordered and notice is hereby given that serial bonds to represent unpaid assessments and bear interest at the rate of seven per cent (7%) per annum, will be issued hereunder in the manner provided by the Improvement Bond Act of 1915, and Acts Amendatory thereto, the last installment of which bonds shall mature nine years from the 2nd day of July, next succeeding nine months from their date.

This Resolution of Intention is adopted pursuant to the provisions of those certain Acts of the Legislature of the State of California, designated respectively as the "Improvement Act of 1911," and the "Improvement Bond Act of 1915," and Acts Amendatory thereto and future proceedings hereunder shall be taken and had in accordance with the provisions of said Acts.

NOTICE IS HEREBY GIVEN, That on Monday, the 21st day of June, A. D., 1920, at 8 o'clock P. M. in the Council Chamber of the said Board of Trustees, in the City Hall of said City of Lodi, any and all persons having any objection to the proposed work or improvement, may appear before said Board and show cause why said proposed improvement should not be carried out in accordance with this Resolution.

The Clerk of this Board of Trustees is hereby directed to cause this Resolution of Intention to be published three times in "The Lodi Sentinel," a tri-weekly newspaper published and circulated in said City and hereby designated for that purpose by the Board of Trustees; said newspaper being the official newspaper of said City of Lodi.

The Superintendent of Streets shall cause to be conspicuously posted along the line of said contemplated work and improvement and in front of all the property liable to be assessed, notice of the passage of this Resolution of Intention, in the manner and form required by law.

The foregoing Resolution of Intention was adopted by the following vote:

Ayes: Trustees Rich, Hickok, Hale and Montgomery.

Noes: None.

Absent: Trustee Crose.